

~~FILED~~  
IN CLERKS OFFICE

## UNITED STATES DISTRICT COURT

District of

MASSACHUSETTS

2005 APR 27 P 12:35

U.S. DISTRICT COURT  
DISTRICT OF MASS.

COUNTY OF NASSAU,

Plaintiff,

V.

## SUMMONS IN A CIVIL CASE

CASE NUMBER: 05-10179-PBS

MDL No. 1456

(See attached Schedule A)

TO: (Name and address of Defendant)  
 SmithKline Beecham Corporation, d/b/a  
 GlaxoSmithKline  
 One Franklin Plaza  
 Philadelphia, PA 19102  
 Philadelphia County  
 Delaware Corp.

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Michael M. Buchman, Esq.  
 Milberg Weiss Bershad & Schulman LLP  
 1 Pennsylvania Plaza  
 New York, New York 10119-0165

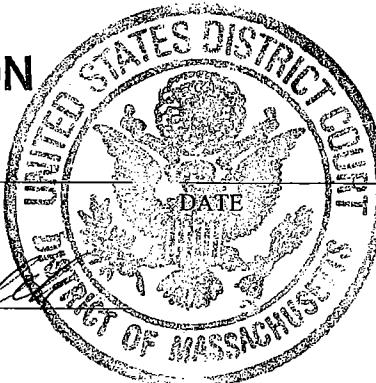
an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

SARAH A. THORNTON

MAR 18 2005

CLERK

(By) DEPUTY CLERK



AO 440 (Rev. 8/01) Summons in a Civil Action

**RETURN OF SERVICE**

Service of the Summons and Complaint was made by me <sup>(1)</sup>	DATE
NAME OF SERVER (PRINT)	TITLE

*Check one box below to indicate appropriate method of service*

- Served personally upon the defendant. Place where served: \_\_\_\_\_  
 \_\_\_\_\_
- Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
 Name of person with whom the summons and complaint were left: \_\_\_\_\_
- Returned unexecuted: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
- Other (Specify): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**STATEMENT OF SERVICE FEES**

Travel	Services	Total

**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on \_\_\_\_\_

Date

*Signature of Server*  
\_\_\_\_\_  
  
*Address of Server*  
\_\_\_\_\_

Schedule A

Abbott Laboratories, Inc.  
100 Abbott Park Road  
Abbott Park, IL 60064-3502  
Lake County

Agouron Pharmaceuticals Inc.  
10350 North Torrey Pines Road, Suite 100  
La Jolla, CA 92037  
San Diego County

Amgen, Inc.  
One Amgen Drive  
Thousand Oaks, CA 91320  
Ventura County

AstraZeneca U.S.  
Astr&Zeneca Pharmaceuticals L.P.  
1800 Concord Pike  
Wilmington, DE 19897-0001  
New Castle County

Aventis S.A.  
Aventis Behring L.L.C.  
1020 First Avenue  
King of Prussia, PA 19406  
Montgomery County

Aventis Pharmaceuticals Inc.  
300-400 Somerset Corporate Boulevard  
Bridgewater, NJ 08807-2855  
Somerset County

Barr Laboratories, Inc.  
2 Quaker Road, Box 2900  
Pomona, NY 10970-0519  
Rockland County

Baxter Health Care Corp.  
One Baxter Parkway  
Deerfield, IL 60015-4625  
Lake County

Bayer Corporation  
100 Bayer Road  
Pittsburgh PA 15205-9707  
Allegheny County

Berlex Laboratories, Inc.  
300 Fairfield Road  
Wayne, NJ 07470  
Passaic County

Biogen, Inc.  
14 Cambridge Center  
Cambridge, MA 02142  
Middlesex County

Boehringer Ingelheim Corp.  
P.O. Box 368  
900 Ridgebury Road  
Ridgefield, CT 06877-0368  
Fairfield County

Bristol-Myers Squibb Company  
345 Park Avenue  
New York, NY 10154-0001  
New York County

Chiron Corporation  
4560 Horton Street  
Emeryville, CA 94608-2916  
Alameda County

Eli Lilly and Company  
Lilly Corporate Center  
Indianapolis, IN 46285  
Marion County

Forest Pharmaceuticals Inc.  
13600 Shoreline Drive  
St. Louis, MO 63045  
Saint Louis County

Fujisawa Health Care, Inc.  
Three Parkway North  
Deerfield, IL, 60015  
Lake County

Genentech, Inc.  
One DNA Way  
South San Francisco, CA 94080-4918  
San Mateo County

Genzyme Corp.  
500 Kendall Street  
Cambridge, MA 02142  
Middlesex County

SmithKline Beecham Corporation, d/b/a GlaxoSmithKline  
One Franklin Plaza  
Philadelphia, PA 19102  
Philadelphia County  
Delaware Corp.

Immunex Corporation  
51 University Street  
Seattle, WA 98101-2918  
King County

Ivax Corp.  
4400 Biscayne Blvd.  
Miami, FL 33137  
Miami-Dade County

Johnson & Johnson  
One Johnson & Johnson Plaza  
New Brunswick, NJ 08933  
Middlesex County

Janssen Pharmaceutical Products  
1125 Trenton-Harbourton Road  
Titusville, NJ 08560  
Mercer County

Ortho-McNeil Pharmaceuticals, Inc.  
1000 U.S. Route 202 South  
Raritan, NJ 08869  
Somerset County

Ortho Biotech Inc.  
700 U.S. Highway 202  
Raritan, NJ 08869  
Somerset County

Key Pharmaceuticals, Inc.  
1011 Morris Ave.  
U-13-2 2900  
Union, NJ 07083  
Union County

MedImmune, Inc.  
35 W. Watkins Mill Road  
Gaithersburg, MD 20878  
Montgomery County

Merck & Co., Inc.  
One Merck Drive, P.O. Box 100  
Whitehouse Station, NJ 08889-0100  
Hunterdon County

Mylan Laboratories Inc.  
1500 Corporate Drive  
Suite 400  
Canonsburg, PA 15317  
Washington County

Novartis Pharmaceuticals Corporation  
One Health Plaza  
East Hanover, NJ 07936-1016  
Morris County

Organon Inc., USA  
375, Mount Pleasant Avenue  
West Orange, NJ 07052  
Essex County

Pfizer, Inc.  
235 East 42nd St.  
New York, NY 10017-5703  
New York County

Pharmacia Corp.  
235 East 42nd St.  
New York, NY 10017-5703  
New York County

Purdue Pharma, L.P.  
One Stamford Forum  
201 Tresser Boulevard  
Stamford, CT 06901-3516

Fairfield County

Reliant Pharmaceuticals LLC  
721 Route 202/206  
South Bridgewater, NJ 08807  
Somerset County

Sanof-Synthelabo, Inc.  
One Wall Street  
New York, NY 10286  
New York County

Schering-Plough Corp.  
2000 Galloping Hill Rd.  
Kenilworth, NJ 07033-1310  
Union County

Serono, Inc.  
One Technology Place  
Rockland, MA 02370  
Plymouth County

Takeda Pharmaceuticals North America, Inc.  
475 Half Day Road  
Lincolnshire, IL 60069  
Lake County

TAP Pharmaceutical Products, Inc.  
675 North Field Drive  
Lake Forest, IL 60045  
Lake County

Warrick Pharmaceuticals Corp.  
12125 Moya Boulevard  
Reno, NV 89506-2600  
Washoe County

Wyeth  
Five Giralta Farms  
Madison, NJ 07940-1027  
Morris County



Case 105-98010179-PBS

535 SOLOMON STREET  
PHILADELPHIA, PA 19107  
PHONE: (215) 546-7400  
FAX: (215) 985-0169

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Filed 05/31/2005 Page 8 of 10



National Association of  
Professional Process Servers



Philadelphia Association  
of Professional Process Servers

County of Nassau : COURT United States District Court  
-vs- : COUNTY  
SmithKline Beecham Corporation, d/b/a et al : CASE NUMBER 05-10179-PBS

### AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA:

COUNTY OF PHILADELPHIA:

B&R Control # PS002963 - 1

Reference Number 2005001153

Jeffrey Blum, being duly sworn according to law, deposes and says that he/she is the process server/sheriff herein named, and that the facts set forth below are true and correct to the best of their knowledge, information and belief.

On March 23, 2005 we received the SUMMONS IN A CIVIL CASE / COMPLAINT / CIVIL COVER SHEET / RULE 7.1 STATEMENT / SUMMONS IN A CIVIL CASE / AMENDED COMPLAINT / CIVIL COVER SHEET , and that service was effected upon SMITHKLINE BEECHAM CORPORATION, D/B/A GLAXOSMITHKLINE at One Franklin Plaza Philadelphia PA 19102, on the 23 DAY OF MARCH, 2005 at 2:15PM, in the manner described below:

By service upon JEAN SHERWOOD, as agent or person in charge of office or usual place of business.

#### Description

Age 50-55Yr Height 5'7"-5'9" Weight 141-160 L Race White Sex F Hair Brown

Other Glasses

Sworn to and subscribed before me this

day of

Process Server/Sheriff

Notary Public

Law Firm	Phone	(516)742-7455	BR Serve By 3/24/2005
*			Filed Date 3/18/2005

Court Support, Inc.  
181 Hillside Avenue  
Williston Park, NY 11596  
Identification #

CLIENT COPY

Proces

### Notice re Service of Process

The only entity for which service can be accepted at this location is **SmithKline Beecham Corporation** (or **SmithKline Beecham Corporation d/b/a GlaxoSmithKline**). If you are attempting to serve papers on any other entity, no one at this location is authorized to accept such service and any attempted service will be invalid. If you wish, you may leave an information copy of such other papers at this location but such action will not constitute service of process nor will it constitute waiver of any claim of defective service.

Case Jurisdiction: USDC, ED NY

Case Number: CV 04-5125

Case Name: Co. of Novartis AG et al.

Signature of Person Serving Process:



Printed Name of Person Serving Process:

Jeff Blum

Date: 03/23/05

Signature of DR&P Member: 

Comments: ~~service for SmithKline Beecham Corp. only~~

Server Copy

AO 440 (Rev. 10/93) Summons in a Civil Action

**RETURN OF SERVICE**

Service of the Summons and Complaint was made by me <sup>1</sup>	DATE
	March 23, 2005
NAME OF SERVER (PRINT)	TITLE
Jeffrey Blum	Process server

*Check one box below to indicate appropriate method of service*

Served personally upon the defendant. Place where served: \_\_\_\_\_

Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_

Returned: \_\_\_\_\_

Other (specify): Jean Sherwood accepted for SmithKline Beecham Corporation  
d/b/a GlaxoSmithKline at One Franklin Plaza Philadelphia  
PA 19102

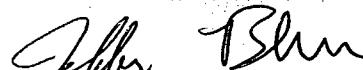
**STATEMENT OF SERVICE FEES**

Travel	Services	Total

**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on March 24, 2005  
Date

  
Signature of Server

235 S. 13th St Philadelphia

Address of Server

PA 19107

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.